

NOTICE RE SELF-CALENDARING SYSTEM FOR JUDGE AHART'S CASES

The Honorable Alan M. Ahart has implemented a self-calendar system whereby allowing counsel and the public to schedule hearing dates without prior approval from the Courtroom Deputy.

The Honorable Alan M. Ahart holds court in Courtroom 1375 on the 13th floor of the Roybal building located at 255 East Temple Street, Los Angeles. Please refer to the appropriate Federal Rules of Bankruptcy Procedure and Local Bankruptcy Rules regarding service of motions and time frames for filing your papers. Any late-filed pleadings will be deemed rejected and returned, and you will need to obtain a new hearing date.

If you need to place your hearing on second call, please call the judge's Judicial Assistant at (213) 894-3745 before the time of the hearing. You must contact the Courtroom Deputy personally at (213) 894-5856 regarding stipulations, withdrawal of motions, continuances or if you expect the hearing will take longer than 15 minutes.

Matters That May Be Calendar by Counsel and Parties

Identify available dates and times for the type of matter that you want to calendar by referring to the monthly calendars posted or the Court's website (www.cacb.uscourts.gov) or by calling the Court's general information number (213.894/5856) and selecting the menu options necessary to direct you to calendaring information for Judge Ahart

- **PLEASE NOTE: Calendar dates are subject to periodic revision**, so please verify that you are referring to a current version of the Judge's monthly calendar.

The following information concerns hearings to be scheduled before Judge Alan M. Ahart through **December 31, 2004**.

1. Motions for Relief from Stay

A regularly noticed chapter 7, chapter 13 and chapter 11 motion for relief from stay and motions on shortened time for relief from stay pertaining to a residential unlawful detainer proceeding and motions for relief from stay based on multiple filings may be set only on **Wednesday calendar at 11:30 a.m. except on October 13, 2004**.

Service of shortened notice hearings:

The moving party must file and serve all moving papers by first class mail or personal service at least seven days prior to the scheduled hearing and give telephonic notice at least 72 hours before the hearing. The movant may be able to obtain the phone number of the debtor(s) by viewing the debtors' petition page, which is available through webPACER, or by viewing the case file in our records and reproduction section of the Clerk's office.

If proof of service is not timely filed, the motion will be continued or denied. To qualify for shortened notice hearings re multiple filings, the motion must be based on at least two other bankruptcy filings affecting the subject property within six months of the instant petition date. If the court determines that a motion is set using this procedure without meeting these requirements, the court may dismiss the motion with prejudice.

- **PLEASE NOTE:** By choosing a date for a relief from stay hearing that is greater than 30 days from the date you file your motion, you are deemed to have waived the time limits of Bankruptcy Code 362(e)

All other requests for orders shortening time or emergency motions must be filed with the Clerk's office and must comply with Local Bankruptcy Rule 9075-1. Have conformed courtesy copies delivered to the drop off box outside suite 1382 on the 13th floor of the Roybal Building located at 255 East Temple Street, Los Angeles. The moving party will be contacted if a hearing is scheduled.

2. Motions in Chapter 11 Cases

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All motions in chapter 11 cases except (1) motions for relief from stay, and (2) objection to claims (10 or more) are heard on the **Wednesdays calendar at 9:30 a.m. except on October 13, 2004.**

3. Motions in Chapter 7 Cases

All motions in chapter 7 and chapter 12 cases except for motions for relief from stay and motions in adversary proceedings are heard on the **Wednesdays calendar at 10:30 a.m. except on October 13, 2004.**

Notes: Motions to compromise chapter 12 cases, to extend exclusivity, or for use of cash collateral are heard on the **Wednesdays calendar at 9:30 a.m.**

Except as noted above, any other motion may be set at 9:30 a.m. or 10:30 a.m. on Wednesday. If moving party is scheduling more than one matter, you may schedule all matters at one time with a maximum of three matters only, as long as each matter is not 15 minutes or longer.

4. Motions in Adversary Proceedings

Motions in adversary proceedings are set on **Wednesday at 9:30 a.m.** except where there may be a related status conference or pre-trial conference on the court's calendar for that date. Parties should then schedule the related motion at the same time as the status conference or pre-trial conference.

5. Chapter 13 Calendar

Chapter 13 motions and objections (except for relief from stay and motions in adversary proceedings) may be scheduled for **Thursday at 10:00 a.m. on**

**October 28, 2004, November 18, 2004 and
December 16, 2004**

The court will make every reasonable effort to honor your selection of a hearing date. However, the court reserves the right to reschedule any hearing. You will be promptly notified if your hearing has been re-set.

If you would like to obtain a copy of the self-calendar schedule, please mail a self-addressed stamped envelope to:

United States Bankruptcy Court
255 East Temple Street
Los Angeles, CA 90012
Attn: T. May, Courtroom Deputy